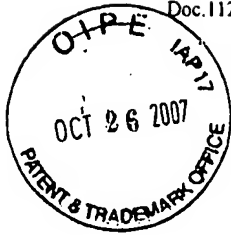


Doc. 1123853



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

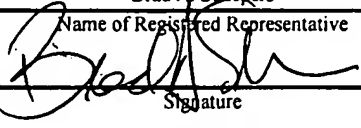
In re patent application of:	)	Before the Examiner:
Estes et al.	)	Annette R. Reimers
	)	
Application Serial No. 10/650,494	)	Group Art Unit 3733
	)	
Filed August 28, 2003	)	Ref. No. MSDI-479/
	)	PC457.06
	)	
LATERALLY EXPANDING	)	October 24, 2007
INTERVERTEBRAL FUSION DEVICE	)	

**RESPONSE TO FINAL OFFICE ACTION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the final Office Action dated August 24, 2007, please enter and consider the following remarks. Additionally, please provide any extensions of time necessary and charge any additional fees which may be necessary to Deposit Account No. 12-2424, but not to include any payment of issue fees.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:	
October 24, 2007	_____
Date of Deposit	_____
Brad A. Schepers	_____
Name of Registered Representative	_____
	_____
Signature	_____
October 24, 2007	_____
Date of Signature	_____